

General Assembly

January Session, 2025

Amendment

LCO No. 7850



Offered by: REP. PARIS, 145th Dist. REP. BELTON, 100th Dist. REP. WELANDER, 114th Dist. REP. KEITT, 134th Dist. REP. MCGEE T., 116th Dist. REP. BERGER-GIRVALO, 111th Dist. REP. LEEPER, 132nd Dist.

REP. NOLAN, 39th Dist. SEN. MCCRORY, 2nd Dist. REP. HUGHES, 135th Dist. REP. COMEY, 102nd Dist. REP. PARKER, 101st Dist.

To: House Bill No. 6186

File No. 155

Cal. No. 127

"AN ACT CONCERNING MEDICAL RECORDS PERTAINING TO PRENATAL CARE AND MANDATED REPORTS."

1 Strike everything after the enacting clause and substitute the 2 following in lieu thereof:

3 "Section 1. Section 17a-101a of the general statutes is repealed and the 4 following is substituted in lieu thereof (*Effective October 1, 2025*):

5 (a) (1) Any mandated reporter, as described in section 17a-101, who 6 in the ordinary course of such person's employment or profession has 7 reasonable cause to suspect or believe that any child under the age of 8 eighteen years (A) has been abused or neglected, as described in section 9 46b-120, (B) has had nonaccidental physical injury, or injury which is at 10 variance with the history given of such injury, inflicted upon such child, 11 or (C) is placed at imminent risk of serious harm, or (2) any school

12 employee, as defined in section 53a-65, who in the ordinary course of 13 such person's employment or profession has reasonable cause to suspect 14 or believe that any person who is being educated by the Technical 15 Education and Career System, a local or regional board of education, 16 other than as part of an adult education program, or a nonpublic school, 17 is a victim under the provisions of section 53a-70, 53a-70a, 53a-71, 53a-18 72a, 53a-72b or 53a-73a, and the perpetrator is a school employee shall 19 report or cause a report to be made in accordance with the provisions of 20 sections 17a-101b to 17a-101d, inclusive.

21 (b) For purposes of this section and section 17a-101b, a mandated 22 reporter's suspicion or belief (1) may be based on factors including, but 23 not limited to, observations, allegations, facts or statements by a child, 24 victim, as described in subdivision (2) of subsection (a) of this section, 25 or third party, and (2) that a child has been abused or neglected shall not 26 be based solely on one or more of the following factors: (A) Prenatal 27 medical care received by the mother of a child who is the subject of a 28 report, (B) a prenatal medical condition experienced by such mother, (C) 29 prenatal social indicators of health pertaining to such mother, including, 30 but not limited to, homelessness, or (D) such mother's substance use or 31 treatment for a substance use disorder during the prenatal period. Such 32 suspicion or belief [does] <u>shall</u> not require certainty or probable cause. 33 Nothing in this section shall preclude a mandated reporter from 34 conducting a preliminary inquiry to determine if reasonable cause exists 35 for such mandated reporter to make a report pursuant to subsection (a) 36 of this section. Nothing in this section shall preclude any action or 37 proceeding by the commissioner based on harm or risk of harm to a 38 child or the use of information received by the commissioner in such 39 action or proceeding."

This act shall take effect as follows and shall amend the following
sections:Section 1October 1, 202517a-101a